IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.5740 of 2006

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Dated: March 22, 2006

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Between:

T. Trimurthulu, S/o. Sri Narasimha Rao,

Hindu, aged 32 years, Bus Owner,

R/o. 1-47, Aryapeta, Near M.R.O. Office,

Yelamanchili, Yelamanchili Mandal,

West Godavari District.

… Petitioner

And

The Secretary, Regional Transport

Authority, West Godavari District at Eluru,

and another.

… Respondents

Order:

In this Writ Petition, petitioner seeks a Writ of Certiorari calling for the records from the second respondent in his Vehicle Check Report No.139274 dated 14-03-2006 in respect of the bus bearing
Regn. No.CNX-6607 covered by Pucca stage carriage permit and a consequential direction is also sought to the respondents to release the said vehicle.

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Transport.

3. The Check Report prepared at the time of seizure of the vehicle in question discloses that there are certain allegations with regard to violation of the provisions of the Motor Vehicles Act, A.P. Motor vehicles Taxation Act and the Rules made thereunder.

4. With regard to the allegations made, it is for the respondents to conduct enquiry into those allegations and pass final orders. As the enquiry takes some time, I dispose of the Writ Petition directing the respondents to release the vehicle in question on condition of the petitioner depositing Rs.15,000/- (Rupees Fifteen Thousand only) and also on furnishing an undertaking that he will not alienate, transfer, encumber or create any third party interest over the vehicle in question till final orders are passed. It is made clear that the amount deposited and undertaking given by the petitioner are subject to the final orders to be passed in the enquiry.

5. Subject to the above directions, the Writ Petition is disposed of at the stage of admission.

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JUSTICE R. SUBHASH REDDY.

March 22, 2006

N.B. **Furnish C.C. tomorrow**

B/o

MRR